

The Honorable John C. Coughenour

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

BREANNA MISTLER,

Defendant.

NO. CR24-085 JCC

[PROPOSED]

DISCOVERY PROTECTIVE ORDER

This matter, having come to the Court's attention on the Stipulation for Entry of a Discovery Protective Order submitted by the United States of America and Defendant BREANNA MISTLER, and the Court, having considered the motion, and being fully advised in this matter, hereby enters the following PROTECTIVE ORDER:

1. Protected Material

The following documents and materials are deemed Protected Material. The United States will make available copies of the Protected Materials, including those filed under seal, to defense counsel to comply with the government's discovery obligations. Possession of copies of the Protected Materials is limited to the Defendant, attorneys of record, and investigators, paralegals, law clerks, experts, and assistants for the attorneys of record (hereinafter collectively referred to as members of the defense team).

1 This category of Protected Materials will be marked and labeled as “Protected  
2 Material”:

- 3 a. Photographs of the minor victim; and
- 4 b. Medical records of the minor victim.

5 2. Scope of Review of Protected Material

6 Defense attorneys of record and members of the defense team may share the  
7 Protected Material with the Defendant. The Defendant, attorneys of record, and members  
8 of the defense team acknowledge that providing copies of the Protected Material to other  
9 persons is prohibited and agree not to duplicate or provide copies of Protected Material to  
10 other persons.

11 3. Consent to Terms of Protective Order

12 The provisions of the protective order shall apply to the Defendant and all  
13 members of the defense team, including but not limited to other attorneys, contract  
14 attorneys, investigators, legal assistants, interns, experts, and paralegals. It is the  
15 responsibility of defense counsel to ensure that all members of the defense team  
16 understand the restrictions of the protective order and understand that they are required to  
17 abide by those restrictions.

18 4. Parties’ Reciprocal Discovery Obligations

19 Nothing in this order should be construed as imposing any discovery obligations  
20 on the government or the defendant that are different from those imposed by case law and  
21 Rule 16 of the Federal Rules of Criminal Procedure, and the Local Criminal Rules.

22 5. Filing of Protected Material

23 Any Protected Material that is filed with the Court in connection with pre-trial  
24 motions, trial, sentencing, or other matter before this Court, shall be filed under seal and  
25 shall remain sealed until otherwise ordered by this Court. This does not entitle either  
26 party to seal their filings as a matter of course. The parties are required to comply in all  
27 respects to the relevant local and federal rules of criminal procedure pertaining to the  
28 sealing of court documents.

6. Non-termination

The provisions of this Order shall not terminate at the conclusion of this prosecution.

DATED this 12th day of June 2024.



John C. Coughenour  
UNITED STATES DISTRICT JUDGE

Presented by:

/s/ Carolyn Forstein  
CAROLYN FORSTEIN  
Assistant United States Attorney

/s/ Dennis Carroll  
DENNIS CARROLL  
Counsel for Defendant Breanna Mistler